

PROOF

STATE OF IOWA

Senate Journal

MONDAY, JANUARY 28, 2019

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JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 28, 2019

The Senate met in regular session at 1:09 p.m., President Schneider presiding.

Prayer was offered by Bishop Laurie Haller of the Iowa Area of The United Methodist Church. She was the guest of President Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brooklyn Price.

The Journal of Thursday, January 24, 2019, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 1:26 p.m. until 9:00 a.m., Tuesday, January 29, 2019.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF CORRECTIONS

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on January 24, 2019.

DEPARTMENT OF INSPECTIONS AND APPEALS

Citizen Foster Care Evaluation Report, pursuant to Iowa Code section 237.18. Report received on January 24, 2019.

Court Appointed Special Advocate Program Report, pursuant to Iowa Code section 237.18. Report received on January 24, 2019.

Iowa Child Advocacy Board Annual Report, pursuant to Iowa Code section 237.18. Report received on January 24, 2019.

DEPARTMENT OF PUBLIC HEALTH

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on January 28, 2019.

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11. Report received on January 28, 2019.

DEPARTMENT OF TRANSPORTATION

Replacement and Repair of Structurally Deficient Secondary Bridges, pursuant to 2018 Iowa Acts, [HF 2256](#). Report received on January 24, 2019.

IOWA VETERANS HOME

Annual Report, pursuant to Iowa Code section 35D.17. Report received on January 28, 2019.

DEPARTMENT OF WORKFORCE DEVELOPMENT

Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 28, 2019.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 28, 2019.

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11. Report received on January 28, 2019.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Nick Avgerinos, Dubuque—For his induction into the Friends of Labor Hall of Fame, Capron & Avgerinos. Senator Jochum.

Michael Duffy—For his induction into the Iowa Business Hall of Fame as CEO and Chairman of Per Mar Security Services in Davenport. Senator R. Smith.

Gage Kent—For his induction into the Iowa Business Hall of Fame as CEO and Chairman of Kent Corporation in Muscatine. Senator R. Smith.

Mary Lursen, Dubuque—For her induction into the Dubuque Area Labor Hall of Fame, Iowa State Education Association. Senator Jochum.

Pat Lynch, Dubuque—For his induction into the Dubuque Area Labor Hall of Fame, Teamsters Local #120. Senator Jochum.

John Rosenthal, Dubuque—For his induction into the Dubuque Area Labor Hall of Fame, Teamsters Local #120. Senator Jochum.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Thursday, January 24, 2019, 10:05 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin and T. Taylor.

Members Absent: None.

Committee Business: LSA's presentation of FY 2020 Governor's Budget Recommendations.

Adjourned: 10:50 a.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 10](#), by Zaun, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

Read first time under Rule 28 and referred to committee on **Judiciary**.

INTRODUCTION OF BILLS

[Senate File 112](#), by committee on Judiciary, a bill for an act relating to the requirements for certifications of trust and including applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 113](#), by committee on Judiciary, a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 114](#), by committee on Judiciary, a bill for an act relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 115](#), by committee on Judiciary, a bill for an act relating to peace officers, reserve peace officers, and federal officers going armed with, carrying, or transporting a firearm on school grounds.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 116](#), by committee on Judiciary, a bill for an act relating to going armed with, carrying, or transporting a firearm when transporting a person to or from a school or delivering an item to the school.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 117](#), by Petersen, Mathis, Ragan, J. Smith, Wahls, Boulton, Celsi, Jochum, Bisignano, Dotzler, and Quirmbach, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 118](#), by R. Taylor, Petersen, Mathis, Ragan, J. Smith, Wahls, Boulton, Kinney, Celsi, Lykam, Jochum, Bisignano, Dotzler, and Quirmbach, a bill for an act relating to boiler and unfired steam pressure vessel inspections.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 119](#), by Dawson, a bill for an act relating to documentation of loans and gifts to museums and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 120](#), by Schneider, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university, and including civil penalties.

Read first time under Rule 28 and referred to committee on **Education**.

[Senate File 121](#), by Petersen, Ragan, Mathis, J. Smith, Wahls, Boulton, R. Taylor, Celsi, Bolkcom, Jochum, Bisignano, Dotzler, and Quirmbach, a bill for an act relating to provision of the state family planning network under the Medicaid program, and including effective date and repeal provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 122](#), by Petersen, Ragan, Mathis, J. Smith, Wahls, Boulton, R. Taylor, Celsi, Bolkcom, Jochum, Bisignano, Dotzler, and Quirmbach, a bill for an act relating to a prohibition against prior authorization for medication-assisted treatment under the Medicaid program.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 123](#), by Greene, a bill for an act relating to collaborative pharmacy practice allowing pharmacists to provide patient care and drug therapy management services.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 124](#), by Zaun, a bill for an act relating to the notification of a county commission of veteran affairs of the incarceration of a veteran at a jail or municipal holding facility.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

[Senate File 125](#), by Zaun, a bill for an act relating to the establishment of a needle exchange program by the Iowa department of public health.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 126](#), by Zaun, a bill for an act relating to access to a copy of an original birth certificate by an adult adoptee, and providing for fees.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 127](#), by Petersen, Bolkcom, Quirnbach, Lykam, Bisignano, Celsi, R. Taylor, Wahls, J. Smith, Jochum, Ragan, Mathis, Boulton, and Dotzler, a bill for an act establishing an interim study committee to review and consider criminal justice fairness and bail reform.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 128](#), by Danielson, a bill for an act relating to the practice of barbering in movable locations.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 129](#), by Schneider, a bill for an act to modify the school start date and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

[Senate File 130](#), by Cournoyer, Lofgren, Shipley, Greene, Carlin, Quirnbach, Dotzler, Guth, Celsi, Wahls, Ragan, Nunn, Miller-Meeks, Chapman, J. Smith, Sweeney, and Bisignano, a bill for an act relating to the school start date and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

[Senate File 131](#), by Cournoyer, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 132](#), by Dawson, a bill for an act establishing a lake Manawa state park user fee pilot program and providing for a future repeal.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED

[SSB 1046](#) **Judiciary**

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

[SSB 1047](#) **Transportation**

Relating to lighting devices and reflectors on snow plows.

[SSB 1048](#) **Transportation**

Increasing the maximum allowable length for stinger-steered automobile transporters.

[SSB 1049](#) **Transportation**

Relating to commercial driver's license requirements, and including applicability provisions.

[SSB 1050](#) **Transportation**

Relating to required notices to the department of transportation regarding certain registered aircraft.

SUBCOMMITTEE ASSIGNMENTS

[Senate Joint Resolution 8](#)

JUDICIARY: Zaun, Chair; Bisignano and Whiting

[Senate File 75](#)

APPROPRIATIONS: Greene, Chair; Guth and Wahls

[Senate File 93](#)

LOCAL GOVERNMENT: Lofgren, Chair; Boulton and Edler

[Senate File 97](#)

EDUCATION: Sinclair, Chair; Celsi and Zaun

[Senate File 104](#)

JUDICIARY: Shipley, Chair; Sinclair and R. Taylor

[Senate File 119](#)

JUDICIARY: Dawson, Chair; Hogg and Shipley

[SSB 1046](#)

JUDICIARY: Dawson, Chair; Hogg and Shipley

[SSB 1047](#)

TRANSPORTATION: Shipley, Chair; Kapucian and Kinney

[SSB 1048](#)

TRANSPORTATION: Whiting, Chair; Cournoyer and Kinney

[SSB 1049](#)

TRANSPORTATION: Breitbach, Chair; Cournoyer and T. Taylor

[SSB 1050](#)

TRANSPORTATION: Koelker, Chair; Lykam and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: [SENATE FILE 112 \(SSB 1003\)](#) a bill for an act relating to the requirements for certifications of trust and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Dawson, Kinney, Bisignano, Chapman, Garrett, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 113 \(SSB 1002\)](#) a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Dawson, Kinney, Bisignano, Chapman, Garrett, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 114 \(SSB 1011\)](#) a bill for an act relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Dawson, Kinney, Bisignano, Chapman, Garrett, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, and Whiting. Nays, 1: R. Taylor. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 115](#) (formerly [SF 7](#)) a bill for an act relating to peace officers, reserve peace officers, and federal officers going armed with, carrying, or transporting a firearm on school grounds.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 14: Dawson, Kinney, Bisignano, Chapman, Garrett, Hogg, Nunn, Petersen, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, none. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 116 \(SSB 1017\)](#) a bill for an act relating to going armed with, carrying, or transporting a firearm when transporting a person to or from a school or delivering an item to the school.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dawson, Kinney, Bisignano, Chapman, Garrett, Nunn, Schultz, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting. Nays, 2: Hogg and Petersen. Absent, 1: Zaun.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.